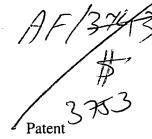


DEC 1 1 2003 **TECHNOLOGY CENTER R3700** 



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Francis Edward FISHER et al.

Serial No.:

09/939,356

Filed: August 24, 2001

For:

Heat Sink

Alexandria, VA 22313-1450

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450.

Alexandria, VA 22313-1450, on December 3, 2003

Examiner: Leo, L. R. Group Art: 3743

> (Date of Deposit) F. Brice Faller

December 3, 2003

Date of Signature

Mail Stop AF Commissioner for Patents P.O. Box 1450

## NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

SIR:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated September 3, 2003 of the Primary Examiner twice or finally rejecting claims 1 and 3-10.

The items checked below are appropriate:

- The time for response to the Office Action of September 3, 2003 expires on 1. [x] December 3, 2003.
- 2. A \_-month extension of time for response to the Office Action dated was filed on  $\prod$ . [No additional extensions of time are required.]

12/08/2003 SZEWDIE1 00000114 09939356

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330.00 DP

- 3a. [] Applicant(s) hereby request(s) a one two three-month extension of the original shortened statutory response period set in the Office Action of \_. A check in the amount of \_ in payment of the government fee for an extension of time is enclosed herewith.
- This <u>is not</u> the first request for an extension of time relative to the outstanding paper. The period for response has already been extended by -month(s) by petition dated. Please extend the time for response by an additional -month(s). With this extension, the deadline for filing the required paper will be. A check for the <u>additional</u> extension fee of \$ is enclosed.
- 4. [x] Check for payment of the appeal fee of \$330.00
  - [x] is enclosed herewith.
  - [] No additional fee is required (fee paid in prior appeal).
  - [] Charge the fee to Deposit Account No. 03-2412 (one additional copy of this Notice is enclosed herewith).
- 5. [x] Charge any additional fees required, for example, for lodging this appeal or for filing the Appeal Brief, not otherwise paid by check, to Deposit Account No. 03-2412. A duplicate copy of this sheet is enclosed.

Respectfully submitted, COHEN, PONTANI, LIEBERMAN & PAVANE

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Dated: December 3, 2003